

86th Legislative Session – 2011

Committee: House Taxation

Tuesday, February 08, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Conzet
P Feickert
P Feinstein
P Hunhoff (Bernie)
P Kirkeby
P Kirschman
P Liss
P Moser
P Perry
P Rozum
P Russell
P Solum
P Wick
P Greenfield, Vice-Chair
P Willadsen, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chair Willadsen.

MOTION: TO APPROVE THE MINUTES OF FEBRUARY 1, 2011

Moved by: Greenfield
Second by: Kirkeby
Action: Prevailed by voice vote.

HB 1157: revise the rate of the insurance company premium and annuity taxes applied to court appearance bonds.

THE CHAIR DEFERRED HB 1157 UNTIL FEBRUARY 15, 2011

HB 1147: revise the taxation of rural electric companies with respect to receipts collected for compliance with certain environmental laws.

Presented by: Representative Roger Solum
Proponents: Ed Anderson, SD Rural Electric Association
Senator Tom Hansen
Brad Schardin, SDREA, Marion
Opponents: Charlie Flowers, SD Coalition of Schools
Dianna Miller, Large School Group

MOTION: AMEND HB 1147

1147ja

On page 1, line 11, of the printed bill, remove the overstrikes from "~~from~~".

On page 1, line 11, delete "for".

On page 1, line 13, remove the overstrikes from "~~within~~".

On page 1, line 13, delete "for".

Moved by: Moser
Second by: Greenfield
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1147 AS AMENDED

Moved by: Hunhoff (Bernie)
Second by: Feickert
Action: Prevailed by roll call vote. (15-0-0-0)

Voting Yes: Conzet, Feickert, Feinstein, Hunhoff (Bernie), Kirkeby, Kirschman, Liss, Moser, Perry, Rozum, Russell, Solum, Wick, Greenfield, Willadsen

HB 1190: exempt certain wind farms from taxation if located in an Indian reservation on land held in trust by the United States.

Presented by: Representative Larry Lucas

Proponents: Eric Antoine, Rosebud Sioux Tribe
Jesse Taken Alive, Standing Rock Sioux Tribe
Pat Spears, Lower Brule Sioux Tribe
Opponents: Andrew Fergel, Department of Revenue & Regulation
Lorin Pankratz, SD County Commissioners
Dick Howard, SD Association of Towns & Townships

MOTION: DO PASS HB 1190

Moved by: Feickert
Second by: Feinstein
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER HB 1190 TO THE 41ST LEGISLATIVE DAY

Moved by: Feickert
Second by: Russell
Action: Prevailed by roll call vote. (11-2-2-0)

Voting Yes: Conzet, Feickert, Liss, Moser, Perry, Rozum, Russell, Solum, Wick, Greenfield, Willadsen

Voting No: Feinstein, Kirschman

Excused: Hunhoff (Bernie), Kirkeby

SB 39: revise certain provisions regarding what organizations qualify for an exemption from sales tax as a relief agency or a religious educational institution.

Presented by: Jan Talley, Department of Revenue and Regulation

MOTION: AMEND SB 39

39fb

On page 2, line 7, of the printed bill, overstrike "1983" and insert "2011".

On page 2, line 10, delete "and religious educational institution".

On page 2, line 12, overstrike "1995" and insert "2011".

On page 2, line 14, after "." insert "For the purposes of this section, a religious educational

institution shall be defined as an institution currently recognized as exempt under section 501(c)(3) of the Internal Revenue Code as in effect on January 1, 2011, that maintains a campus physically located within this state."

Moved by: Solum
Second by: Moser
Action: Prevailed by voice vote.

MOTION: DO PASS SB 39 AS AMENDED

Moved by: Conzet
Second by: Feickert
Action: Prevailed by roll call vote. (9-3-3-0)

Voting Yes: Conzet, Feickert, Kirschman, Moser, Perry, Rozum, Solum, Wick, Willadsen

Voting No: Liss, Russell, Greenfield

Excused: Feinstein, Hunhoff (Bernie), Kirkeby

MOTION: ADJOURN

Moved by: Solum
Second by: Greenfield
Action: Prevailed by voice vote.

Cindy Tryon
Committee Secretary

Mark K. Willadsen, Chair